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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 02-434-A)

PATENT

In the Application of:)
Sarah S. Bacus et al.) Examiner: Unassigned
Serial No. 10/600,129)
Filed: June 19, 2003) Group Art Unit: 1743
For: Method for Predicting Response to Epidermal) Confirmation No.: 9778
Growth Factor Receptor-Directed Therapy)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

In regard to the above identified application,

1. We are transmitting herewith the attached:
☒ Information Disclosure Statement;
☒ Form PTO-1449 including (68 cited references); and
☒ Return Postcard
2. Applicants believe that no fees are due at this time.
3. **GENERAL AUTHORIZATION TO CHARGE OR CREDIT FEES:** Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** I hereby certify that I directed that this Transmittal Letter and the correspondence identified above be deposited with the United States Postal Service as "First Class Mail," addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Respectfully submitted,

Date: Aug. 27, 2004

Andrew W. Williams
Andrew W. Williams
Registration No. 48,644



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INFORMATION DISCLOSURE STATEMENT

Dear Sir:

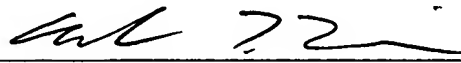
Pursuant to the duty of disclosure provided by 37 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make all references listed in the PTO-1449 form enclosed herewith of record in the above-identified application. It is requested that each document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

Portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. sections 102 or 103.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Date: Aug. 27, 2004

By: 
Andrew W. Williams
Registration No. 48,644

FORM PTO-1449

(Rev. 2-2002)

U.S. Department of Commerce
Patent and Trademark Office

Atty. Docket No.

02-434-A

Serial No.

10/600,129

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use several sheets if necessary)

Applicant:

Sarah S. Bacus et al.

Filing Date:

6/19/2003

Group:

1743

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
4	1. 6,235,883	05/22/2001	Jakobovits et al.			

FOREIGN PATENT DOCUMENTS

Document Number	Date	Country	Class	Subclass	Translation
					Yes No

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2.	Alaoui-Jamali et al., "The role of ErbB-2 tyrosine kinase receptor in cellular intrinsic chemoresistance: mechanisms and implications," Biochem. Cell. Biol., 75:315-325, 1997.
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7.	Bacus et al., "Neu Differentiation Factor (Heregulin) Induces Expression of Intercellular Adhesion Molecule 1: Implications for Mammary Tumors," Cancer Res. 53:5251-5261, 1993.

EXAMINER

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